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11 TESLA, INC. DBA TESLA MOTORS, INC.

12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 DEMETRIC DI-AZ, OWEN DIAZ AND
LAMAR PATTERSON

16 Plaintiffs,

17 v.

18 TESLA, INC. DBA TESLA MOTORS,
19 INC., CITISTAFF SOLUTIONS, INC.;
WEST VALLEY STAFFING GROUP;
20 CHARTWELL STAFFING SERVICES,
INC.; NEXTSOURCE, INC.; and
21 DOES 1-10, inclusive

22 Defendants.

Case No. 17-cv-06748-WHO

**[PROPOSED] ORDER GRANTING
DEFENDANT TESLA, INC.'S MOTION FOR
PARTIAL SUMMARY JUDGMENT AS TO
THE CLAIMS FOR UNRUH CIVIL RIGHTS
ACT AND PUNITIVE DAMAGES**

Date: December 18, 2019
Time: 2:00 p.m.
Courtroom: 2, 17th Floor
Judge: Hon. William H. Orrick

Trial date; March 2, 2020
Complaint filed: October 16, 2017

[Filed concurrently with Notice of Motion,
Memorandum of Points and Authorities,
Declaration of Patricia M. Jeng, and Declaration of
Jeremie Hansen]

PROPOSED ORDER

On December 18, 2019 at 2:00 p.m., in Courtroom 2, 17th Floor of the United States District Court, Northern District, located at 450 Golden Gate Avenue, San Francisco, CA 94102, Defendant Tesla, Inc. (“Tesla” or “Defendant”)’s Motion for Partial Summary Judgment as to Plaintiffs Owen Diaz and Demetric Di-Az’s (“Plaintiffs”) claims for Unruh Civil Rights Act and Punitive Damages came on for hearing, the Honorable William H. Orrick presiding. All parties were represented by counsel.

After full consideration of the papers and evidence submitted, and of the oral and written submissions by the respective parties, the Court finds that Tesla is entitled to an order granting partial summary judgment in its favor as follows:

1. No genuine issue exists regarding Plaintiffs’ claim for Racial Discrimination in Violation of the Unruh Civil Rights Act, and partial summary judgment is granted in favor of Tesla;
2. No genuine issue exists regarding Plaintiffs’ claims for Retaliation in Violation of the Unruh Civil Rights Act, and partial summary judgment is granted in favor of Tesla;
3. No genuine issue exists regarding Plaintiffs’ claim for punitive damages, and partial summary judgment is granted in favor of Tesla.

IT IS SO ORDERED.

DATED: _____

The Hon. William H. Orrick
U.S. District Court, Northern District of California